

JEFFER, MANGELS, BUTLER & MARMARO LLP
ROBERT C. GEBHARDT (Bar No. 48965) rgebhardt@jmbm.com
J.T. WELLS BLAXTER (Bar No. 190222) wblaxter@jmbm.com
Two Embarcadero Center, Fifth Floor
San Francisco, California 94111-3824
Telephone: (415) 398-8080
Facsimile: (415) 398-5584

Attorneys For Defendant and Counterclaimant
EZGO, a division of TEXTRON INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO

TK POWER, INC., a Nevada Corporation,
Plaintiff,

vs.

TEXTRON INC., a Delaware Corporation,
Defendant.

CASE NO.: C 04-5098 EMC

**STIPULATION AND ~~PROPOSED~~ ORDER
EXTENDING TIME TO FILE OPPOSITION
TO MOTION FOR LEAVE TO AMEND**

TEXTRON INC., a Delaware Corporation,
Counterclaimant,

vs.

TK POWER, INC., a Nevada Corporation,
Counterdefendant.

**IT IS HEREBY STIPULATED AND AGREED BY AND BETWEEN ALL PARTIES
IN THE ABOVE-ENTITLED ACTION** through their respective counsel of record as follows:

WHEREAS TK Power, Inc. filed a Motion for Leave to File First Amended Complaint which
is set for hearing September 28, 2005;

WHEREAS E-Z-GO's Opposition to the Motion for Leave To File First Amended Complaint
is currently due on September 7, 2005;

1 AND WHEREAS the parties have agreed to extend the time within which E-Z-GO must file
2 it opposition until September 8, 2005;

3
4 IT IS HEREBY AGREED AND STIPULATED by and between all parties, through their
5 respective counsel that E-Z-GO's Opposition to Plaintiff's Motion For Leave To File First Amended
6 Complaint may be filed in September 8, 2005.

7
8 **IT IS SO STIPULATED.**

9
10 DATED: September 7, 2005

JEFFER, MANGELS, BUTLER & MARMARO LLP

11
12
13 BY: /S/
14 J.T. WELLS BLAXTER
15 Attorneys for Defendant and Counterclaimant EZGO, a
16 division of TEXTRON INC.

17
18 DATED: September 7, 2005

CORNERSTONE LAW GROUP

19
20
21 BY: /S/
22 JOHN C. BROWN
23 Attorneys for Plaintiff and Counterdefendant TK
24 POWER, INC.

* * *

ORDER

Pursuant to foregoing stipulation, **IT IS SO ORDERED** that E-Z-GO's Opposition to TK Power's Motion for Leave to File First Amended Complaint shall be filed on September 8, 2005. by 4:00 p.m.

DATED: September 7, 2005

THE HONORABLE JUDGE EDWARD M. CHEN
MAGISTER
UNITED STATES DISTRICT COURT

